



August 15, 2019

Regional Freedom of Information Officer  
U.S. EPA, Region 1 (OARM01-6)  
5 Post Office Square, Suite 100  
Boston, MA 02109-3912  
(617) 918-1102

**Re: Freedom of Information Act Request**

Dear Sir or Madam:

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. 552 and 42 U.S.C. Section 9604(e)(7)(A),<sup>1</sup> I am requesting copies and/or access to records held at EPA's Region 1 office.

Records of interest include documents created, compiled, and submitted to the EPA under regulatory programs such as the Resource Conservation and Recovery Act (RCRA), the Toxic Substances Control Act (TSCA), Clean Air Act (CAA), the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), and the Emergency Planning and Community Right-to-Know Act (EPCRA).

Specifically, I am requesting release of a number of specific documents and types of documents held at Region 1 concerning two sites in Providence and Warwick, Rhode Island. Below, I have included information on the site occupant's name, address(es), any available facility ID numbers, and the types of documents requested. The following sections are arranged according to specific EPA regulatory programs.

The names of parties about which documents are sought for these two sites include these companies:

- C. S. Tanner Company (also known as Chas. S. Tanner, C.M. Tanner, Charles S. Tanner Chemical Co)
- Henkel
- Gannon G.M Co. Inc (aka G.M. Gannon Co.)
- George Mann & Company/Mann Chemical

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<sup>1</sup> The relevant statutory text provides that: "Any records, reports, or information obtained from any person under this section (including records, reports, or information obtained by representatives of the President) shall be available to the public, [except for trade secrecy claims]. Trade secrecy claims are restricted by section 104(e)(7)(F).

### RCRA Requested Documents

We understand that hazardous waste generated by Gannon G.M. Co. Inc. (also known as G.M. Gannon Co.) at 3134 Post Road, Warwick, RI, was regulated under the Resource Conservation and Recovery Act (RCRA) and was assigned the following RCRA facility ID: RID051508034.

We request the following materials relating to this facility produced by the company as required by RCRA:

- RCRA Notification
- Part A application (Form 8700-12)
- Related correspondence for the period 1984 and earlier
- Work plans and closure documentation related to contamination processes and chemical releases
- Biennial hazardous waste reports from 1981 to 1985

### TSCA Inventory Requested Documents

We understand that, under the chemical inventory provisions of the Toxic Substances Control Act (TSCA), the C. S. Tanner Company (also known as Chas. S. Tanner, C.M. Tanner, Charles S. Tanner Chemical Co.) at 246-266 South Water St., Providence, RI, identified certain chemicals used at this site.<sup>2</sup> We therefore request the following documents related to these facilities produced as required by TSCA:

- 1979 and earlier Trademark and Product Name submittals
- 1986 Reporting Year Data

We also understand that, under the chemical inventory provisions of the Toxic Substances Control Act (TSCA), G.M. Gannon Co Inc./George Mann & Company/Mann Chemical/Charles S. Tanner/Henkel at 3134 Post Road, Warwick, RI identified certain chemicals used at this site. We therefore request the following documents related to these facilities produced as required by TSCA:

- 1986 Reporting Year Data
- 1990 Reporting Year Data

### TSCA PCB Regulations

We understand that, under the PCB regulations adopted pursuant to section 6 of the Toxic Substances Control Act, that PCB waste materials may have been used or remediated at C. S. Tanner Company (also known Chas. S. Tanner, and C.M. Tanner) at 246-266 South Water St., Providence, RI.<sup>3</sup> We therefore request the following documents related to PCBs and these installations:

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<sup>2</sup> The company address has sometimes been noted more specifically at 250 South Water Street, Providence, Rhode Island.

<sup>3</sup> See above regarding 250 South Water Street designation.

- Documentation of any PCB related notifications, inspections, and enforcement actions involving these locations or parties.

We understand that, under the PCB regulations adopted pursuant to section 6 of the Toxic Substances Control Act, that PCB waste materials may have been used or remediated at G.M. Gannon Co Inc./ George Mann & Company/Mann Chemical/Charles S. Tanner/Henkel at 3134 Post Road, Warwick, RI. We therefore request the following documents related to PCBs and these installations:

- Documentation of any PCB related notifications, inspections, and enforcement actions involving these locations or parties including documentation regarding two 1993 waste manifests each for 11 kgs of PCB waste (MA02).

#### TRI Requested Documents

We understand that G.M. Gannon Co Inc./George Mann & Company/Mann Chemical/Charles S. Tanner/Henkel at 3134 Post Road, Warwick, RI was required to file an annual report with the EPA's Toxics Release Inventory (TRI) Program to document the release of certain chemicals.

We therefore request the annual report / submittal (also known as "Form R") filed by company for the 1987 reporting year.

#### Superfund Enterprise Management System

We understand that, under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), the Mann Chemical Sulphuric Acid Spill at 3134 Post Road, Warwick, RI was identified as a possible Superfund site and was assigned the following facility ID: RIN000100206. We therefore request the following documents related to these facilities produced as required under CERCLA:

- Work plans and closure documentation focusing on processes causing contamination and chemical releases

#### SSTS Requested Documents

As required under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) Section 7, information on pesticide establishments is tracked through the Section Seven Tracking System (SSTS). We understand that Mann Chemical, LLC at 3134 Post Road, Warwick, RI registered with the ID number 75161-RI-1.

We therefore request submittal documentation provided by the above company.

*Request Information*

History Associates requests the release of the above materials. If this is not possible, we request information as to why, as we understand that these collections are publically accessible under statutory regulations.

History Associates agrees to pay all reasonable and standard processing fees authorized by 5 U.S.C. 552(a)(4)(A) and the applicable regulations up to \$250. Should the fees exceed this amount, please call or email me with an estimate of the total costs in order that specific expenditures beyond \$250 can be authorized.

Should you have any questions or concerns regarding this request, please contact me at (301) 279-9697 or via email at [HBergen@historyassociates.com](mailto:HBergen@historyassociates.com).

Sincerely,

Hilary Bergen